

ESTTA Tracking number: **ESTTA677291**

Filing date: **06/10/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91217792
Party	Defendant ACP IP, LLC
Correspondence Address	JAIME VINING FRIEDLAND VINING PA 1500 SAN REMO AVE, STE 200 CORAL GABLES, FL 33146 UNITED STATES trademarks@friedlandvining.com
Submission	Motion to Amend/Amended Answer or Counterclaim
Filer's Name	Jaime Rich Vining
Filer's e-mail	trademarks@friedlandvining.com, dkf@friedlandvining.com, jrv@friedlandvining.com
Signature	/Jaime Rich Vining/
Date	06/10/2015
Attachments	AAD and Counterclaims - AS FILED.pdf(107631 bytes) EXHIBIT A copy.pdf(51663 bytes) EXHIBIT B copy.pdf(520987 bytes) EXHIBIT C copy.pdf(977167 bytes) EXHIBIT D copy.pdf(4132529 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Andale Energy Drink Co., LLC,
Opposer,

v.

ACP IP, LLC,
Applicant.

Opposition No.: 91217792
Application Serial No.: 85/891,919

Date of Publication: April 15, 2014
Mark: **DALÉ**

**APPLICANT’S FIRST AMENDED ANSWER TO NOTICE OF OPPOSITION,
AFFIRMATIVE DEFENSES, AND COUNTERCLAIMS**

Pursuant to the Board’s May 11, 2015 Order, Applicant, ACP IP, LLC (“Applicant” or “ACP”), by its attorneys, hereby answers the numbered paragraphs of the Notice of Opposition as follows:

1. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations in the first numbered paragraph and they are therefore denied.
2. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations in the second numbered paragraph and they are therefore denied.
3. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations in the third numbered paragraph and they are therefore denied.
4. Applicant admits that Opposer asserts ownership of U.S. Reg. No. 4,455,859 in connection with “non-alcoholic beverages, namely, energy drinks, energy shots, sports drinks, soft drinks, and bottled water,” in International Class 32. Applicant is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations in the fourth numbered paragraph and they are therefore denied.

5. Applicant admits it filed U.S. Application Serial No. 85/891,919 for the mark **DALE** in connection with “energy drinks,” in International Class 32.

6. Applicant admits the allegations of the sixth numbered paragraph.

7. Applicant admits the allegations of the seventh numbered paragraph.

8. Applicant incorporates by reference each and every response contained in this Answer as if fully set forth therein.

9. Applicant denies the allegations of the ninth numbered paragraph.

10. Applicant denies the allegations of the tenth numbered paragraph.

11. Applicant denies the allegations of the eleventh numbered paragraph.

12. Applicant denies the allegations of the twelfth numbered paragraph.

13. Applicant denies the allegations of the thirteenth numbered paragraph.

14. Applicant denies the allegations of the fourteenth numbered paragraph.

15. Applicant denies the allegations of the fifteenth numbered paragraph.

16. Applicant denies the allegations of the sixteenth numbered paragraph.

17. Applicant incorporates by reference each and every response contained in this Answer as if fully set forth therein.

18. Applicant denies the allegations of the eighteenth numbered paragraph.

19. Applicant denies the allegations of the nineteenth numbered paragraph.

AFFIRMATIVE DEFENSES

1. The Notice of Opposition is barred because Opposer lacks priority of use of any mark containing the term **DALE** for the relevant goods.

COUNTERCLAIM FOR CANCELLATION

Applicant states the following counterclaim for cancellation of U.S. Registration No. 4,455,859 for ANDALE! (the '859 Reg.):

1. In this proceeding, Opposer has asserted ownership of the trademark ANDALE! as a basis for its opposition to Applicant's captioned trademark application to register **DALÉ**. Applicant is therefore being damaged by the continued presence of Opposer's trademark registration for ANDALE! on the Principal Register.

2. According to the Trademark Electronic Search System ("TESS") of the United States Patent and Trademark Office ("PTO"), Opposer applied to register ANDALE! on May 8, 2012 and subsequently alleged first use of the mark in U.S. commerce on April 3, 2012.

3. The '859 Reg. should be cancelled on the basis that Opposer has abandoned the ANDALE! mark based on non-use.

4. Upon information and belief, Opposer has not used, and is not using, the ANDALE! mark in interstate commerce in connection with "non-alcoholic beverages, namely, energy drinks, energy shots, sports drinks, soft drinks, and bottled water."

5. Opposer's website, previously located at andaleenergy.com, is no longer available online. A true and correct copy of the current website located at andaleenergy.com is attached as Exhibit A.

6. Opposer's social media accounts suggest little, if any, use of the ANDALE! mark. For example, Opposer posted on Twitter, on or about April 1, 2013, under the name "Andale Energy Drink," that Opposer was "on the job market and will consider all offers. Please contact me should a position come available." A true and correct copy of Opposer's Twitter feed is

attached as Exhibit B.

7. Opposer's last Facebook post, in April 2013, asked fans "[w]hat is your opinion if the brand Andale! (R) expanded into these other lines of products? What would you purchase and any other suggestions?" A true and correct copy of Opposer's Facebook page is attached as Exhibit C. Among the suggested responses included "water" and "beer," suggesting that Opposer does not presently offer and has not previously offered either product under the ANDALE! mark.

8. To the extent Opposer is making *any* trademark use of ANDALE!, such purported use appears to be exclusively in California, where Opposer is located. *See* Declaration of Trisha Ojea, attached hereto as Exhibit D. It is well settled that mere use in intrastate commerce does not constitute use in commerce regulated by Congress (that is, the type of use essential to obtaining a federal registration of a mark. *See* TMEP 901.03 ("A purely intrastate use does not provide a basis for federal registration.")).

9. Upon information and belief, Opposer has abandoned the ANDALE! mark, as applied to the beverages set forth in the '859 Reg., and has discontinued use of said trademark with the intention not to resume the use thereof.

10. Based on the abandonment of the ANDALE! mark, Opposer's '859 Reg. should be cancelled based on Opposer's loss of his priority date.

11. Moreover, Opposer falsely alleged use of ANDALE! in connection with "bottled water," in International Class 32.

12. Upon information and belief, Opposer did not use (and currently is not using) ANDALE! in connection with each of the above-identified goods as of its claimed date of first use in commerce (i.e., April 3, 2012) or the filing date of its Statement of Use (i.e., October 10,

2013).

13. Upon information and belief, Opposer submitted various specimens to the PTO on October 10, 2013 purportedly evidencing its “use” of ANDALE!, notwithstanding that it had never used the phrase in connection with such goods.

14. Opposer alleged use of ANDALE! under penalty of “fine or imprisonment, or both, ...and [knowing] that such willful false statements may jeopardize the validity of the application or any resulting registration...”

15. As a result of Opposer’s misrepresentations and non-use, Opposer’s trademark registration is void *ab initio* and unenforceable.

Prayer for Relief

WHEREFORE, Applicant prays that this Counterclaim be sustained and granted in favor of Applicant and that Registration No. 4,455,859 be cancelled and removed from the Principal Register.

Date: June 10, 2015

Respectfully submitted,

FRIEDLAND VINING, P.A.

/s/Jaime Rich Vining

David K. Friedland

Florida Bar No. 833479

Jaime Vining

Florida Bar No. 30932

1500 San Remo Avenue, Suite 200

Coral Gables, Florida 33146

(305) 777-1720 telephone

e-mail: DKF@friedlandvining.com

e-mail: JRV@friedlandvining.com

Counsel for Petitioner

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing **APPLICANT'S FIRST AMENDED ANSWER TO NOTICE OF OPPOSITION, AFFIRMATIVE DEFENSES, AND COUNTERCLAIMS** was served upon the Opposer by delivering true and correct copies of same to Opposer via First class U.S. mail on June 10, 2015 as follows:

Paulo A. de Almeida
Patel & Almeida, P.C.
16830 Ventura Blvd., Suite 360
Encino, CA 91436

/s/Jaime Rich Vining _____
Jaime Rich Vining

EXHIBIT A

Safari can't find the server

Safari can't open the page "andaleenergy.com" because Safari can't find the server "andaleenergy.com".

EXHIBIT B



Search Twitter

Have an account? [Sign in](#)**Andale Energy Drink**

@AndaleEnergy

Bebida energetica! Energy drink! for the fast and furious!

📍 California

🌐 andaleenergy.com

🕒 Joined April 2011

📷 4 Photos and videos

Don't miss any updates from **Andale Energy Drink**[Sign up for Twitter](#)[Worldwide Trends](#) · [Change](#)#PhilippeAgentDouble
DolandırcıSahtekar DizzyMetoTWEETS
46PHOTOS/VIDEOS
4FOLLOWING
144FOLLOWERS
44[More](#) ▾[+ Follow](#)

Tweets

[Tweets & replies](#)**Andale Energy Drink** @AndaleEnergy · Feb 11

Chinese economy is fairly good. It would seem there are many with money to spend and invest.

↩️ ↺️ ★ ⋮

**Andale Energy Drink** @AndaleEnergy · 12 Jul 2013lnkd.in/fjnsmT Since I work now in Colorado for BK, perhaps I will drop in to say high.

↩️ ↺️ ★ ⋮

**Andale Energy Drink** @AndaleEnergy · 18 Jun 2013

There is a difference in source and composition as well as effect of using HFCS vs. Sugar, Aspartame vs. Stevia. The latter elements are cl...

↩️ ↺️ ★ ⋮

**Andale Energy Drink** @AndaleEnergy · 31 May 2013

Contacted by Shark Tank for possible episode presentation.

↩️ ↺️ ★ 1 ⋮

**Andale Energy Drink** @AndaleEnergy · 23 May 2013

Are the complexities of large business beyond the ability of the individuals supposed to function within their defined area? One only need ...

↩️ ↺️ ★ 1 ⋮

**Andale Energy Drink** @AndaleEnergy · 7 May 2013I've just updated my professional profile on LinkedIn. Connect with me and view mv profile. lnkd.in/QzHNrS #in

#GuerraDeBailarinas
#SendMeToDerpConBecause
Instagram ParsCod
#HaşhaşiAhlakı
#AhlakGüzelliği
SenYoksanNefesimdeNoksan FENERB...
Anna Oxa
Bob Ley

© 2014 Twitter About Help Ads info



Andale Energy Drink @AndaleEnergy · 1 Apr 2013

I am on the job market and will consider all offers. Please contact me should a position come available.



Andale Energy Drink @AndaleEnergy · 1 Mar 2013

Starting in March: Andale! Promotions and Events.



Andale Energy Drink @AndaleEnergy · 22 Feb 2013

Andale!



Andale Energy Drink @AndaleEnergy · 21 Feb 2013

Working on spring promotional strategy....



Andale Energy Drink @AndaleEnergy · 19 Feb 2013

Las Chicas Andale! 2013 was a success! Selected the top ladies for the brand....



Andale Energy Drink @AndaleEnergy · 29 Jan 2013

Andale! Energy Drink Andale! Arriba! shar.es/CA78H via [@sharethis](#)



Andale Energy Drink @AndaleEnergy · 12 Nov 2012

La movies night club and Andale!



[View more photos and videos](#)



Andale Energy Drink @AndaleEnergy · 12 Nov 2012

[View more photos and videos](#)**Andale Energy Drink** @AndaleEnergy · 12 Nov 2012**Bella Swag**[View more photos and videos](#)**Andale Energy Drink** @AndaleEnergy · 25 Sep 2012

Andale! Andale! energy drink!

**Andale Energy Drink** @AndaleEnergy · 1 Sep 2012

Andale! Energy seeks contact with Marquez Brothers International top management and or owners...please contact us, serious inquiry only

**Andale Energy Drink** @AndaleEnergy · 1 Sep 2012

Andale! Energy Co., LLC seeks investment/partnership to expand distribution and product line of Andale! Brand. Serious inquires only apply.

Andale Energy Drink followed [Rose Loftus](#) and [Julio Cesar Soucre](#)



 Follow

Rose Loftus

@Rloftus



 Follow

Julio Cesar Soucre

@jsoucre

Ing Industrial Luchando por mi pais
Venezuela



Andale Energy Drink @AndaleEnergy · 24 Jul 2012

Andale! now in over 500 retailers across Central California! ANDALE!
ANDALE!



EXHIBIT C

Page 1 of 3

Nestor Daniel

Andale Energy Drink Co., LLC

Trisha Home 20+

Create

Rece...
2012
Opene...

Sponsor

Shop at ...
Schutz N...

Like · Comment

Pablo Sandoval
★★★★★ 12/20/2013
Like · Comment

Eli Ruiz
★★★★★ 12/15/2013
Like · Comment

Help people find great places.
Write Review

Liked by this page >

IParty Productions

Like

Facebook


Like

YouTube

Like

English (US) · Privacy · Terms · Cookies · Advertising · More +
Facebook © 2014


500....



Like · Comment · Share

ANDALE Andale Energy Drink Co., LLC
March 24, 2013


La Chica Andale! 2013 Melissa....



Like · Comment · Share 1

ANDALE Andale Energy Drink Co., LLC
March 24, 2013

Three days away to Andale! 500 time trials at JamRaceway...



Like · Comment · Share 1

ANDALE Andale Energy Drink Co., LLC changed their cover photo.

March 13, 2013

1st Place > \$1100 Party Pkg. #2 plus cash



Like · Comment · Share 3



Andale Energy Drink Co., LLC shared a link.
March 12, 2013

1st Annual Andale! 500 Grand Prix

<http://www.jamraceway.com/> (logo, address)
Jam Raceway

Starts Wednesday 27 March, 7-9pm (time qualifications every Wed.) ...
[See More](#)



Indoor Kart Racing Bakersfield CA - Jam Raceway
www.jamraceway.com

Like · Comment · Share 1

[See More Stories](#)



Gabriella Parlapiano and Olivia Santos Zaraluqui are now friends.



Victor Chavez likes Eric Halfen's photo.



Romy Portuondo Remior and Amy Pineda Spohr are now friends.



Alexandra Escobar likes Daniel Culumber's status.



Jose Santiago Casanova is listening to Undiscovered Colors by The Flashbulb on Spotify.



Brad Plaza shared a link.



Al Mullins commented on Dion Zhu's video.

[Show Older](#)

https://www.facebook.com/pages/Andale-Energy-Drink-Co-LLC/217933344906972

Page 3 of 3

Andale Energy Drink Co., LLC

P O Box 9

Bakersfield


(661) 376-XXXX

Open 24 hours

http://www.andaleenergy.com

Suggest Edit

PHOTOS






100 Party Pkg. #2 plus

500 Party Pkg. #1 plus

300 (10 races) plus

ANDALE!



What is your opinion if the brand Andale! (R) expands into these other lines of products? What would you purchase and any other suggestions?

☐

Water

+3

☐

Beer

+2

☐

Chips

+1

☐

Male Enhancement pills

☐

Condoms


☐

Other

+ Add an answer...


Like · Comment · Share

3 people like this.




Write a comment...

Asked By


Andale Energy Drink Co., LLC

6 Votes · 1 Follower

Andale Energy Drink Co., LLC

March 24, 2013

This Wednesday at 7 pm...Jam Raceway in District. Time tri 500....



https://www.facebook.com/pages/Andale-Energy-Drink-Co-LLC/217933344906972

Page 1 of 1

EXHIBIT D

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Andale Energy Drink Co., LLC,
Opposer,

v.

ACP IP, LLC,
Applicant.

Opposition No. 91217792
Application Serial No. 85/891,919
Mark: **DALE**
Publication Date: April 15, 2014

DECLARATION OF TRISHA OJEA

I, Trisha Marie Ojea, declare under penalty of perjury as follows:

1. I am a law clerk with the law firm of Friedland Vining, P.A. I am a law clerk working with the attorneys who have been involved in and are responsible for the representation of Applicant ACP IP, LLC ("Applicant") in the above-captioned Opposition proceeding. The statements contained herein are made of my own personal knowledge, based in part on records maintained by the firm.
2. I have reviewed Opposer Andale Energy Drink Co., LLC's ("Opposer") social media efforts on Facebook and Twitter, as well as Opposer's website previously located at <http://www.andaleenergy.com>, purporting to demonstrate marketing and advertising of Opposer's ANDALE! trademark. True and correct copies of Opposer's Facebook and Twitter webpages¹ are attached as Composite Exhibit 1.
3. Based on my research, the following is a list of claimed ANDALE! vendors, compiled from Exhibit 1, through which Opposer's alleged energy drink is inaccessible because vendors do not carry the product and/or the telephone lines have been disconnected:

- Old Joe's Market, 12816 Main Street, Lamont, CA, 93241;
- El Rancho Market, 12500 Main Street, Lamont, CA, 93241, (661)845-2401;
- Quality Market, 9701 Main St, Lamont, CA, 93241, (661) 845-1890;
- Downtown Deli Mart, 1800 H Street, Bakersfield, CA 93301, (661) 323-1820;

¹ Opposer's website is no longer available for viewing at <http://www.andaleenergy.com>.

- Tacos Mi Casa, Gosford Rd, Bakersfield, CA, 93311, (661) 472-3594;
- El Puerto Mexican Restaurant & Bar, 2105 Edison Hwy, Bakersfield, CA, 93305, (661) 326-1425;
- The Dome, 2201 V Street, Bakersfield, CA, 93301, (661) 327-0190;
- Mobile Mini Mart, 101 19th St, Bakersfield, CA, 93301, (661) 631-1049;
- Palms Sub Bourbon Liquors, 1338 S. Union Ave, Bakersfield, CA, 93307, (661) 322-2957;
- Jefferson Market, 1931 Beale Ave, Bakersfield, CA, 93305, (661) 871-2641;
- Casa Loma Market, 602 E. Casa Loma Dr., Bakersfield, CA, 93307, (661) 831-0663;
- Cottonwood Market, 3137 Cottonwood Rd., Bakersfield, CA, 93307, (661) 834-0034;
- Payless Wholesale Good, 207 19th St, Bakersfield, CA, 93301, (661) 633-0930;
- Mini Mart and Liquor, 1701 Union Ave. Bakersfield, CA, 93301, (661) 636-0271;
- Jimmy's Market, 631 Baker St, Bakersfield, CA, 93305, (661) 861-0270;
- La Fiesta Restaurant & Bar, 1200 E. Truxton Ave., Bakersfield, CA, 99305, (661) 325-3035;
- La Fiesta Night Club, 1200 E. Truxton Ave., Bakersfield, CA, 99305, (661) 325-3035;
- Ice Cream Shop Four Seasons, 2105 Edison Hwy, Bakersfield, CA, 99305, (661) 321-9708;
- Better Trade Market, 1310 Mt Vernon Ave, Bakersfield, CA, 93306, (661) 328-9220;
- El Milagro Market, 575 Panama Lane, Bakersfield, CA, 93307, (661) 835-1111;
- Irwins Market, 6123 Weedpatch Hwy, Bakersfield, CA, 93307, (661) 845-2524;
- La Carresta Market Inc, 5792 Stine Rd, Bakersfield, CA, 93313, (661) 832-4006;
- One Stop Shell, 349 Union Ave, Bakersfield, CA, 93304, (661) 322-2101;
- Edison Market, 12301 Edison Hwy, Bakersfield, CA, 93307, (661) 366-1918;
- Country Corner, 301 Morning Dr., Bakersfield, CA, 93306, (661) 366-8911;
- Super Q Market, 723 Quantico Ave, Bakersfield, CA, 93307, (661) 325-2618;
- Amy's Ice Cream, 8331 Kern Canyon Rd., Bakersfield, CA, 93306; and
- Los Aguacates Mexican Grill, 5764 Stine Rd., Bakersfield, CA, 93313, (661) 834-5265.

A summary of my research into the above listed vendors and supporting documentation is attached as Composite Exhibit 2.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 19 day of September, 2014.



Trisha Marie Ojea

EXHIBIT 1

Safari can't find the server

Safari can't open the page "andaleenergy.com" because Safari can't find the server "andaleenergy.com".



Search Twitter

Have an account? [Sign in](#)**Andale Energy Drink**

@AndaleEnergy

Bebida energetica! Energy drink! for the fast and furious!

📍 California

🌐 andaleenergy.com

🕒 Joined April 2011

📷 4 Photos and videos

Don't miss any updates from **Andale Energy Drink**[Sign up for Twitter](#)[Worldwide Trends](#) · [Change](#)#PhilippeAgentDouble
DolandırcıSahtekar DizzyMetoTWEETS
46PHOTOS/VIDEOS
4FOLLOWING
144FOLLOWERS
44[More](#) ▾[+ Follow](#)

Tweets

[Tweets & replies](#)**Andale Energy Drink** @AndaleEnergy · Feb 11

Chinese economy is fairly good. It would seem there are many with money to spend and invest.

[↩](#) [↻](#) [★](#) [⋮](#)**Andale Energy Drink** @AndaleEnergy · 12 Jul 2013lnkd.in/fjnsmT Since I work now in Colorado for BK, perhaps I will drop in to say high.[↩](#) [↻](#) [★](#) [⋮](#)**Andale Energy Drink** @AndaleEnergy · 18 Jun 2013

There is a difference in source and composition as well as effect of using HFCS vs. Sugar, Aspartame vs. Stevia. The latter elements are cl...

[↩](#) [↻](#) [★](#) [⋮](#)**Andale Energy Drink** @AndaleEnergy · 31 May 2013

Contacted by Shark Tank for possible episode presentation.

[↩](#) [↻](#) [★ 1](#) [⋮](#)**Andale Energy Drink** @AndaleEnergy · 23 May 2013

Are the complexities of large business beyond the ability of the individuals supposed to function within their defined area? One only need ...

[↩](#) [↻](#) [★ 1](#) [⋮](#)**Andale Energy Drink** @AndaleEnergy · 7 May 2013I've just updated my professional profile on LinkedIn. Connect with me and view mv profile. lnkd.in/QzHNrS [#in](#)

#GuerraDeBailarinas
#SendMeToDerpConBecause
Instagram ParsCod
#HaşhaşiAhlakı
#AhlakGüzelliği
SenYoksanNefesimdeNoksan FENERB...
Anna Oxa
Bob Ley

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Andale Energy Drink @AndaleEnergy · 1 Apr 2013

I am on the job market and will consider all offers. Please contact me should a position come available.



Andale Energy Drink @AndaleEnergy · 1 Mar 2013

Starting in March: Andale! Promotions and Events.



Andale Energy Drink @AndaleEnergy · 22 Feb 2013

Andale!



Andale Energy Drink @AndaleEnergy · 21 Feb 2013

Working on spring promotional strategy....



Andale Energy Drink @AndaleEnergy · 19 Feb 2013

Las Chicas Andale! 2013 was a success! Selected the top ladies for the brand....



Andale Energy Drink @AndaleEnergy · 29 Jan 2013

Andale! Energy Drink Andale! Arriba! shar.es/CA78H via [@sharethis](#)



Andale Energy Drink @AndaleEnergy · 12 Nov 2012

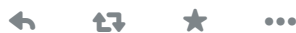
La movies night club and Andale!



[View more photos and videos](#)



Andale Energy Drink @AndaleEnergy · 12 Nov 2012

[View more photos and videos](#)**Andale Energy Drink** @AndaleEnergy · 12 Nov 2012**Bella Swag**[View more photos and videos](#)**Andale Energy Drink** @AndaleEnergy · 25 Sep 2012

Andale! Andale! energy drink!

**Andale Energy Drink** @AndaleEnergy · 1 Sep 2012

Andale! Energy seeks contact with Marquez Brothers International top management and or owners...please contact us, serious inquiry only

**Andale Energy Drink** @AndaleEnergy · 1 Sep 2012

Andale! Energy Co., LLC seeks investment/partnership to expand distribution and product line of Andale! Brand. Serious inquires only apply.

Andale Energy Drink followed [Rose Loftus](#) and [Julio Cesar Soucre](#)



 Follow

Rose Loftus

@Rloftus



 Follow

Julio Cesar Soucre

@jsoucre

Ing Industrial Luchando por mi pais
Venezuela



Andale Energy Drink @AndaleEnergy · 24 Jul 2012

Andale! now in over 500 retailers across Central California! ANDALE!
ANDALE!



Page 1 of 3

Nestor Daniel

Andale Energy Drink Co., LLC

Trisha

Home

20+

Like · Comment

Pablo Sandoval

★★★★★ 12/20/2013

Like · Comment

Eli Ruiz

★★★★★ 12/15/2013

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500....

INTERSTES NIVEAU!

MISSTE DU GEFALLEN

Game On

Like · Comment · Share

ANDALE

Andale Energy Drink Co., LLC

March 24, 2013

La Chica Andale! 2013 Melissa....

Like · Comment · Share

1

ANDALE

Andale Energy Drink Co., LLC

March 24, 2013

Three days away to Andale! 500 time trials at JamRaceway...

Like · Comment · Share

1

ANDALE

Andale Energy Drink Co., LLC changed their cover photo.

March 13, 2013

1st Place > \$1100 Party Pkg. #2 plus cash

2nd Place > \$600 Party Pkg. #1 plus cash
3rd Place > \$300 (10 races) plus cash
Time qualifiers \$18 (normally \$20)
Grand Prix \$50 (normally \$75)
Meet La Chica ANDALE!

Like · Comment · Share

3

Andale Energy Drink Co., LLC shared a link.
March 12, 2013

1st Annual Andale! 500 Grand Prix

<http://www.jamraceway.com/> (logo, address)
Jam Raceway

Starts Wednesday 27 March, 7-9pm (time qualifications every Wed.) ...
[See More](#)

Indoor Kart Racing Bakersfield CA - Jam Raceway
www.jamraceway.com

Like · Comment · Share

1

[See More Stories](#)

Gabriella Parlapiano and Olivia Santos Zarraluqui are now friends.

Victor Chavez likes Eric Halfen's photo.

Romy Portuondo Remior and Amy Pineda Spohr are now friends.

Alexandra Escobar likes Daniel Culumber's status.

Jose Santiago Casanova is listening to Undiscovered Colors by The Flashbulb on Spotify.

Brad Plaza shared a link.

Al Mullins commented on Dion Zhu's video.

Show Older

https://www.facebook.com/pages/Andale-Energy-Drink-Co-LLC/217933344906972

Page 3 of 3

Andale Energy Drink Co., LLC

P O Box 9

Bakersfield


(661) 376-XXXX

Open 24 hours


http://www.andaleenergy.com

Suggest a post

PHOTOS



100 Party Pkg. #2 plus
500 Party Pkg. #1 plus
\$300 (10 races) plus
ANDALE!




Like

Comment


Share

3 people like this.



Write a comment...

Asked By




Andale Energy Drink Co., LLC

6 Votes · 1 Follower

Like

Comment


Share



Andale Energy Drink Co., LLC

March 24, 2013

This Wednesday at 7 pm...Jam Raceway in District. Time tri
500....



https://www.facebook.com/pages/Andale-Energy-Drink-Co-LLC/217933344906972

Page 1 of 1



Andale! Energy Drink

Food/Beverages

Like

+ Follow

Message

Timeline

About

Photos


Reviews

Likes

Post

Photo / Video

Write something on this Page...



Andale! Energy Drink

changed their cover photo.

December 12, 2012




Like · Comment · Share



Andale! Energy Drink

shared a link.

May 9, 2012



New Products

www.bevindustry.com

Beverage Industry articles on New Products

Like · Comment · Share



Andale! Energy Drink

April 6, 2012

FASTRIP FRIDAY!!!! 6am at Gosford and White Ln Fastrip kick off for new accounts! Then to Fastrip at S. Union and Pacheco at 11 ending back at

...and...
Fastrip White Ln Gosford! Come on down for specials and samples!! 2/\$3 get another free!!

Like · Comment · Share

1



Andale! Energy Drink

February 28, 2012

Lo Carb out around 14th of March.

Like · Comment · Share



Andale! Energy Drink shared Andale Energy's photo.

January 27, 2012

[http://www.facebook.com/photo.php?](http://www.facebook.com/photo.php?fbid=230360400383246&set=a.119405398145414.29516.100002278636593&type=1&theater)

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Andale! Energy Drink

January 5, 2012

Andale! Energy has signed an agreement with Energized Distribution for Southern California today.

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Andale! Energy Drink

January 4, 2012

Buttonwillow I5 Oasis Valero 27736 Hwy 58

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**Andale! Energy Drink**

January 4, 2012

Shafter Tobacco Shop 701 Central Valley

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1 Share

**Andale! Energy Drink**

January 4, 2012

Terra Bella Handy Market 23691 95th Ave

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December 31, 2011

All AM PMs and ARCO Stations in Kern County have Andale!

[Like](#) · [Comment](#) · [Share](#)**Andale! Energy Drink**

December 11, 2011

Tulare County

Tierra Bella

1. Panaderia Lupida 23747 Avenue 95

2. Blanca Market 19185 Avenue 96

Earlimart

1. US Mini Mart 508 N. State Rd

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1 Share

**Andale! Energy Drink**

December 11, 2011

Shafter

1. Los Amigos Liquors 350 Central Valley Hwy

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December 11, 2011

Delano

La Michoaoana Market 1213 Jefferson St

Los Girasoles Bakery 215 Cecil Ave #F

La Barata 1110 Dover Pl

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November 29, 2011

Weedpatch Market, 8101 Buena Vista, Lamont

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November 26, 2011

Andale! now available at AM PM mini mart on Mt Vernon and Auburn! Andale! Andale!

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November 9, 2011

Panama Market and Cigarettes 4004 Panama Lane/Akers
Gill Mart 390 Bernard St/Inyo
Tam O'Shanter Store and Club 2401 Alta Vista Drive/Jeffery
Howard's Mini Market/Gas 3200 Panama Lane/Wible
Wood Dale Market 250 Stine Road, 300 feet south of Peckham Ave
Olive Drive Liquors 5203 Olive Drive/next to Jack in the Box

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November 6, 2011

Acapulco Meat Market 2100 River Blvd/Bernard St

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November 6, 2011

ARVIN
Meridian Market 861 N Wheeler Ridge
Chevron Food Mart 300 Bear Mtn

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November 4, 2011

Kern County

Arvin
Rapido Food Mart, 100 Bear Mt
La Mexicana, 201 Bear Mt
Gas 4 Less, 8114 E Bear Mt

Lamont
Old Joe's Market, 12816 Main Street
El Rancho Market, 12500 Main Street... [See More](#)

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2011

HIGHLIGHTS ▾

**Andale! Energy Drink**

November 4, 2011

Hollywood Market 1107 Planz/Shellmaker
Harry's Market 731 S 'H'/Belle Terras
Lucky 7 2601 S Chester
B & H Market 330 Cottonwood Rd
Fiesta Food Market 1400 Padre/Cottonwood at the FWY entrance

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November 1, 2011

Andale!
USA Liquor and Gas 1720 S Union, near airport
Snappi Food Store Valero 1700 S Chester/Ming across from Fastrip

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October 31, 2011

Taco La Villa 1801 Union and 18th

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October 27, 2011

Now in Delano!
Lucky Seven Food Store 205 Cecil Ave
Super Express Mart and Deli 926 Cecil/Jefferson
Sunshine Market 428 High St
SSS Gas Co 14314 County Line Drive at the Freeway!
Marcado Real 1107 11th street

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October 27, 2011

Union Minimart, 5500 South Union/Price
Arizona Cafe, 809 Baker St.
Rapsados La Estrea 11 20 Mt. Vernon/California
One Stop 3101 Niles/Oswell
Sunshine 8263 Kern Canyon Rd (inside soccer area)
Mobile mini mart, F street/Golden State Ave (next to DMV)

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October 27, 2011

ARVIN
Rapido Food Mart, 100 Bear Mt
La Mexicana, 201 Bear Mt
Gas 4 Less, 8114 E Bear Mt

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Andale! Energy Drink
October 26, 2011

American Deli and Liquor13011 Stockdale Hwy/S Allen
Fast Break Mobile 4800 White Lane

Like · Comment · Share



Andale! Energy Drink
October 24, 2011

Aldos Bakersfield 1900 Union Ave, Rancho Grande Mexican Grill 5432
Stockdale Hwy, and Arriagas Restaurant and Cantina 2401 White Lane now
carry Andale! Andale Energy!

Like · Comment · Share



Andale! Energy Drink
October 24, 2011

Chorros Mexico at Mercado Latino now has Andale! At both main entrances!
2105 Edison Hwy!

Like · Comment · Share



Andale! Energy Drink
October 22, 2011

Soni Food Store, Beal Ave/Flower

Like · Comment · Share



Andale! Energy Drink
October 22, 2011

VG Mini Mart 6501 S. Union
Howard Mini Mart 1332 Bernard St/Haley St. 661 326 1745
Leo's Market 1324 Flower St/Haley
Flora Mercado 1200 Flower St./Robinson St.
Express Liquor 928 Flower St. 661 328 0732

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Andale! Energy Drink
October 20, 2011

Antojitos Romelia inside Mercado Latino...
La Reyna Michoacana, 1310 Chamberlain Ave, outside of Mercado Latino

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ABOUT

Born in Bakersfield - Andale! Energy Drinks!


<http://www.andaleenergy.com/>

Suggest Edits


PHOTOS



POSTS TO PAGE




Xavier Franco
August 1, 2012 at 2:09am



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REVIEWS



Andale! Energy Drink


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Andale Energy Drink Co., ...

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Hungry's Market, 3/11 Mt Vernon Ave, cross street Christmas Tree Lane
Liquor King and Discount Cigarettes, 2401 White Lane 661 834 1900


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Andale! Energy Drink
October 16, 2011

Another real Bakersfield based restaurant and bar offering a real and locally owned and made product Andale! Los Aguacates Mexican Grill on 5764 Stine Rd...call for more information 661 834 5265!


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Andale! Energy Drink
October 15, 2011


Lamont: Quality Market, 9701 State Hwy 184
Bako: Valentas Mexican and Seafood Wagon (Panama Lane ans S. Union)

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Andale! Energy Drink
October 14, 2011


Edison Market, 12301 Edison Hwy
Country Corner, 301 State Hwy 184 and Breckenride Rd
Edison Texaco Mini Mart, 8101 Edison Hwy
Super Q Market, 723 Quantico Ave and Patomac Rd 661 325 2618
Any's Ice Cream indoor soccer park 8331 Kern Canyon Rd



Andale! Energy Drink
October 12, 2011

Jimmy's Market, 631 Baker St, near the wool growers 861 0270
La Fiesta Restaurant and Bar, 1200 Truxton Ave
La Fiesta Night Club, 1200 Truxton Ave
Ice Cream Shop Four Seasons (Marcado Latino in the court yard)
Better Trade Market, 1330 Mt Vernon Ave and Niles, opposite to Vallarta Market


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Andale! Energy Drink
September 26, 2011

Andale! Andale!

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Joined Facebook
September 26, 2011

https://www.facebook.com/pages/Andale-Energy-Drink/181827858560447?ref=br_tf

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EXHIBIT 2

ANDALE Energy Drink Vendors

LAMONT			
Old Joe's Market	12816 Main Street, Lamont, CA, 93241	661-845-1180 661-845-1701 661-845-1677 661-845-2108	No Answer No Answer Number Disconnected Number Disconnected
El Rancho Market	500 Main Street, Lamont, CA, 93241	661-845-2401	Number Disconnected
Quality Market	9701 Main St, Lamont, CA, 93241	661-845-1890	No Answer
BAKERSFIELD			
Downtown Deli Mart	1800 H Street, Bakersfield, CA 93301	661-323-0282 661-323-1820	No Answer
Tacos Mi Casa	Gosford Rd, Bakersfield, CA, 93311	661-323-1820	No Answer
El Puerto Mexican Restaurant & Bar	2105 Edison Hwy, Bakersfield, CA, 93305	661-326-1425	No Answer
The Dome	2201 V Street, Bakersfield, CA, 93301	661-327-0190	Number Disconnected
Mobile Mini Mart	101 19 th St, Bakersfield, CA, 93301	661-631-1049	No Answer
Palms Sub Bourbon Liquors	1338 S. Union Ave, Bakersfield, CA, 93307	661-322-2957	No Answer
Jefferson Market	1931 Beale Ave, Bakersfield, CA, 93305	661-871-2641	Does not carry Andale
Casa Loma Market	602 E. Casa Loma Dr., Bakersfield, CA, 93307	661-831-0663	Does not carry Andale
Cottonwood Market	3137 Cottonwood Rd., Bakersfield, CA, 93307	661-834-0034	Does not carry Andale
Payless Wholesale Good	207 19 th St, Bakersfield, CA, 93301	661-633-0930	Does not carry Andale & has never carried it
Fair Ground Swap Meet at the Center	312 Stable Ave, Bakersfield, CA, 93307	661-397-1504	No vendor specified
(Harris) Mini Mart and Liquor	1701 Union Ave. Bakersfield, CA, 93301	661-636-0271	Number Disconnected
Jimmy's Market	631 Baker St, Bakersfield, CA, 93305	661-861-0270	Number Disconnected
La Fiesta Restaurant & Bar	1200 E. Truxton Ave., Bakersfield, CA, 99305	661-325-3035	No Answer
La Fiesta Night Club	1200 E. Truxton Ave., Bakersfield, CA, 99305	661-325-3035	No Answer
(Neveria)Ice Cream Shop Four Seasons	2105 Edison Hwy, Bakersfield, CA, 99305	661-321-9708	Wrong Number

ANDALE Energy Drink Vendors

Better Trade Market	1330 Mt Vernon Ave and Niles	661-328-9220	Does not carry Andale & has not for long time
El Milagro Market	575 Panama Lane, Bakersfield, CA, 93307	661-835-1111	Does not carry Andale & has not for long time
Irwins Market	6123 Weedpatch Hwy, Bakersfield, CA, 93307	661-845-2524	No Answer
Carillos's Catering...3 lunch wagons			Did not come up on Google, most likely small lunch wagons without contact information
La Carresta Market Inc.	5792 Stine Rd, Bakersfield, CA, 93313	661-832-4006	Does not carry Andale & has not for long time
One Stop Shell	349 Union Ave, Bakersfield, CA, 93304	661-322-2102	Number Disconnected
Edison Market	12301 Edison Hwy, Bakersfield, CA, 93307	661-366-1918	Does not carry Andale & has not for long time
Country Corner	3301 Morning Dr., Bakersfield, CA, 93306	661-366-8911	Does not carry Andale & has not for long time
Edison Texaco Mini mart	8101 Edison Hwy, Bakersfield, CA, 93307	661-363-9511	Carry Andale
Super Q Market	723 723 Quantico Ave, Bakersfield, CA, 93307	661-325-2618	Does not carry Andale & has not for long time
Amy's Ice cream, indoor soccer park	8331 Kern Canyon Rd., Bakersfield, CA, 93306		Swap meet, no specified individual vendor
Valentas Mexican and Seafood Wagon	Panama Land and S. Union		Did not come up on Google, most likely small lunch wagons without contact information
Los Aguacates Mexican Grill	5764 Stine Rd., Bakersfield, CA, 93313	661-834-5265	Does not carry Andale & has not for long time